



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

Region 1

**5 Post Office Square, Suite 100
Boston, MA 02109-3912**

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

Mary Colligan, Assistant Regional Administrator for
Protected Resources
National Marine Fisheries Service
Northeast Regional Office
Protected Resources Division
One Blackburn Drive
Gloucester, MA 01930

RE: Draft NPDES General Permit for Stormwater Discharges for Small Municipal
Separate Storm Sewer Systems (MS4)

Dear Ms. Colligan:

The U.S. Environmental Protection Agency- Region1 intends to reissue the NPDES general permit for discharges from small municipal separate storm sewer systems in the state of New Hampshire. EPA-Region 1 notes that it previously requested review of this proposed general permit on December 24, 2008, but has modified the draft general permit and is re issuing a new Draft Permit pursuant to 40 CFR §124.6. The process of issuing general permits requires consultation with both the U.S. Fish and Wildlife Service (FWS) and the National Marine Fisheries Service (NMFS) under Section 7 of the Endangered Species Act of 1973 (ESA) and with the Section 1981 et seq of the Magnuson-Stevens Fishery Conservation and Management Act of 1998.

EPA – Region 1 request that the NMFS review the Region's determination that the adoption of the proposed general permit is unlikely to: (1) adversely affect any threatened or endangered species or its critical habitat; and (2) prevents or minimizes adverse effects on any Essential Fish Habitat. The Region welcomes any comments your Agency may have on the draft permit and would appreciate receiving comments within 30 days of receipt of this letter.

A Notice of Availability for the draft permit was published in the Federal Register on February 12, 2013. If you have questions on this permit, please contact Newton Tedder at (617) 918-1038. Thank you in advance for your cooperation.

Sincerely,



David Webster, Chief
Water Permits Branch

Enclosures

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One Blackburn Drive
Gloucester, MA 01930

RE: Draft NPDES General Permit for Stormwater Discharges from Small Municipal
Separate Storm Sewer Systems (MS4)

Dear Ms. Colligan:

The U.S. Environmental Protection Agency (EPA) Region 1 intends to revise the NPDES
general permit for discharges from small municipal separate storm sewer systems in the
state of New Hampshire. EPA Region 1 notes that it previously requested review of this
proposed general permit on December 24, 2008, but has modified the draft general permit
and is re-issuing a new draft permit pursuant to 40 CFR §134.6. The process of issuing
general permits requires consultation with both the U.S. Fish and Wildlife Service (FWS)
and the National Marine Fisheries Service (NMFS) under Section 7 of the Endangered
Species Act of 1973 (ESA) and with the Section 1081 as part of the Magnuson-Stevens
Fishery Conservation and Management Act of 1998.

EPA Region 1 requests that the NMFS review the Region's determination that the
adoption of the proposed general permit is unlikely to (1) adversely affect any threatened
or endangered species or its critical habitat, and (2) prevent or minimize adverse effects
on any Essential Fish Habitat. The Region welcomes any comments your Agency may
have on the draft permit and would appreciate receiving comments within 30 days of
receipt of this letter.